



**MINUTES**  
**of the**  
**THREE-HUNDRED-FIFTIETH MEETING**  
**of the**  
**LEGISLATIVE COUNCIL**  
**June 18, 2013**  
**Santa Fe**

The three-hundred-fiftieth meeting of the Legislative Council was called to order on Tuesday, June 18, 2013, at 10:15 a.m. in Room 307 of the State Capitol by Senator Mary Kay Papen, co-chair.

**Present**

Rep. W. Ken Martinez, Co-Chair  
Sen. Mary Kay Papen, Co-Chair  
Rep. Donald E. Bratton  
Sen. Carlos R. Cisneros  
Sen. Stuart Ingle  
Sen. Timothy M. Keller  
Rep. Rick Miera  
Sen. William H. Payne  
Sen. Clemente Sanchez  
Sen. William E. Sharer  
Rep. Sheryl Williams Stapleton  
Rep. Thomas C. Taylor

**Special Advisory Members Present**

Rep. Eliseo Lee Alcon  
Rep. Thomas A. Anderson  
Rep. Mary Helen Garcia  
Rep. Roberto "Bobby" J. Gonzales  
Rep. Jason C. Harper  
Sen. Cisco McSorley  
Sen. Cliff R. Pirtle  
Rep. Debbie A. Rodella  
Sen. Benny Shendo, Jr.  
Rep. Carl Trujillo

**Staff**

Raúl E. Burciaga, Director, Legislative Council Service (LCS)  
Kathy Pacheco-Dofflemeyer, Assistant Director for Administration, LCS  
John Yaeger, Assistant Director for Legislative Affairs, LCS  
Jeret Fleetwood, Locator Coordinator, LCS

**Absent**

Rep. Anna M. Crook  
Rep. Nate Gentry  
Rep. Antonio "Moe" Maestas  
Sen. Michael S. Sanchez

**Special Advisory Members Absent**

Sen. Pete Campos  
Rep. Stephanie Garcia Richard  
Sen. Daniel A. Ivey-Soto  
Rep. James Roger Madalena  
Sen. Mark Moores  
Sen. George K. Munoz  
Sen. John Arthur Smith  
Rep. Don L. Tripp

Senator Papen began the meeting by having members of the council and staff introduce themselves.

### **Approval of Minutes**

On a motion made, seconded and passed, the minutes of the three-hundred-forty-ninth meeting from April 30, 2013 were approved as corrected to reflect that Senator McSorley was not present at the meeting.

### **Interim Committee Work Plans and Budgets**

Mr. Burciaga introduced Amy Chavez-Romero to the council as assistant director for drafting services. He also introduced John Butrick and Abigail Wolberg as law school interns.

Interim committee work plans were presented by the appropriate LCS staff members. The council reduced a number of budgets but authorized the committees to return to the council to request additional money should it be necessary. A copy of each work plan and budget is in the original meeting file.

The council discussed adding another meeting date to the work plan of the Water and Natural Resources Committee and the Drought Subcommittee. Speaker Martinez cautioned that adding meeting days without discussing it with the committee and subcommittee chairs could cause conflicts with other committee meetings.

The Water and Natural Resources Committee's work plan and meeting dates, including an October meeting outside of the State Capitol, were approved as submitted. A budget of \$52,500 for voting members and \$84,437.70 for advisory members was also approved.

The work plan, meeting dates and a budget of \$16,320.43 for voting members and \$12,784.92 for advisory members for the Drought Subcommittee were also approved.

The work plan and meeting dates, including an October meeting outside of Santa Fe, for the Radioactive and Hazardous Materials Committee were approved as submitted. A budget of \$20,000 for voting members and \$27,553 for advisory members was also approved.

The work plan of the Science, Technology and Telecommunications Committee was amended to include items regarding broadband deployment in rural areas and research and education in grades K-12. A budget of \$24,500 for voting members and \$32,871 for advisory members was also approved.

The work plan and meeting dates, including October and November meetings outside of the State Capitol, for the Mortgage Finance Authority Act Oversight Committee were approved as submitted. A budget of \$12,500 for voting members and \$17,747.30 for advisory members was also approved.

The work plan and meeting dates for the Investments and Pensions Oversight Committee were approved as submitted. A budget of \$22,500 for voting members and \$29,609.16 for advisory members was also approved.

The work plan and meeting dates, including an October meeting outside of the State Capitol, for the Legislative Health and Human Services Committee (LHHS), including the Behavioral Health Subcommittee (BHS) and the Disabilities Concerns Subcommittee (DISC), were approved as submitted. Budgets of \$32,453.51 for voting members and \$64,136.91 for advisory members of the LHHS, \$14,117.85 for voting members of the BHS and \$6,163.36 for voting members and \$639.34 for advisory members of the DISC, plus \$10,000 for expert testimony, were also approved.

The work plan and meeting dates for the Tobacco Settlement Revenue Oversight Committee were approved as submitted. A budget of \$5,000 for voting members and \$8,327.86 for advisory members was also approved.

The meeting dates for the Courts, Corrections and Justice Committee were approved as submitted. The work plan was amended to include an item regarding review of the water lawsuit filed by Texas against New Mexico. A budget of \$36,500 for voting members and \$44,173.20 for advisory members was also approved.

The work plan and meeting dates, including an October meeting outside of the State Capitol, for the Land Grant Committee were approved as submitted. A budget of \$32,500 for voting members and \$18,705.97 for advisory members was also approved.

The work plan and meeting dates for the Public School Capital Outlay Oversight Task Force were approved as submitted. In response to a question from Senator Keller, staff noted that some public members still had to be appointed. A budget of \$25,000 for voting members and \$23,208.70 for advisory members was also approved.

The work plan and meeting dates, including October and December meetings outside of the State Capitol, for the Indian Affairs Committee were approved as submitted. A budget of \$54,500 for voting members and \$43,524.99 for advisory members was also approved.

The work plan for the Revenue Stabilization and Tax Policy Committee (RSTP) was approved as submitted. The committee's August meeting was changed from Santa Fe to Albuquerque. In response to a question from Senator Sharer, staff explained that while the Legislative Finance Committee would have some contact with Janet Peacock, contracting with her through the RSTP to review some of the tax bills introduced during the last session was also a possibility. A budget of \$50,000 for the RSTP and \$5,000 for a contract was also approved.

The meeting dates and a budget of \$20,960.80 for voting members and \$17,070.35 for advisory members, plus \$8,000 for consultants, for the Transportation Infrastructure Revenue

Committee were approved as submitted. Senator Payne noted that he and two other voting members of the council had been appointed as voting members to the committee. The council discussed the matter briefly and decided to change the committee to a subcommittee of the council. Senator Payne also switched places with Senator Ron Griggs, who was appointed as an advisory member to the committee. The work plan, amended to reflect the changes in membership and the change in status from committee to subcommittee, was approved.

The work plan and meeting dates, including an October meeting outside of the State Capitol, for the Military and Veterans' Affairs Committee were approved as submitted. A budget of \$21,500 for voting members and \$33,978.41 for advisory members was also approved.

The work plan and meeting dates, including an October/November meeting outside of the State Capitol, for the New Mexico Finance Authority Oversight Committee were approved as submitted. Senator Papen named Senator Nancy Rodriguez as an advisory member to the committee. A budget of \$54,500 for voting members and \$70,144.03 for advisory members was also approved.

The work plan and meeting dates, including an October meeting outside of the State Capitol, for the Economic and Rural Development Committee were approved as submitted. A budget of \$48,500 for voting members and \$65,003.46 for advisory members was also approved.

The work plan, meeting dates, including an October meeting outside of the State Capitol, and a budget of \$28,303.98 for voting members and \$23,926.40 for advisory members for the Jobs Council were approved as submitted. An additional \$100,000 for expert testimony and consultants was also approved.

A budget of \$6,495 was approved for the Interim Legislative Ethics Committee in the event that the committee would need to convene. An additional \$10,000 for special counsel, if necessary, was also approved.

A budget of \$6,964 for voting members and \$6,376 for advisory members for the Legislative Committee on Compacts was approved in the event that the committee would need to meet.

In response to a question from Senator Cisneros, Mr. Yaeger explained that while the committee had met during the last session, no resolution had been introduced.

In response to a question from Representative Rodella, Mr. Yaeger explained that a mechanism for the committee calling itself back into a meeting does not exist in statute, but staff would come back with more information should the issue come up.

### **Requests for Use of Capitol Chambers**

Mr. Burciaga explained that a high school leadership institute had used the house chambers on Friday, June 14. He noted that while the chief clerk and speaker had authorized the request, it still required approval by the council.

On a motion made, seconded and approved, the council retroactively authorized use of the house chambers for a high school leadership institute on Friday, June 14.

Mr. Burciaga also noted that the Model United Nations program is requesting use of the chambers on November 20-22.

On a motion made, seconded and approved, use of the chambers for the Model United Nations program was authorized for November 20-22.

Mr. Burciaga also explained that staff is working to get in touch with most of the regular users of the chambers to ensure that they make requests for use of the chambers well in advance.

### **Insurance Nominating Committee**

Mr. Burciaga noted that Maureen Sanders had resigned from the Insurance Nominating Committee.

On a motion made, seconded and unanimously approved, Kevin Martinez of Albuquerque was appointed to the Insurance Nominating Committee.

On a motion made, seconded and approved, reimbursement for members of the Insurance Nominating Committee at the public rate was authorized.

### **Staff Reports**

The council appointed the Lottery Scholarship Fund Work Group. Members are Representatives Miera, Dennis J. Roch, Tomás E. Salazar and James P. White and Senators Ingle, Gay G. Kernan, Michael S. Sanchez and Smith.

There being no further business, the council adjourned at 12:45 p.m.